

**LAW OFFICE OF CLIFFORD OLSHAKER, P.C.**

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January 27, 2020

**BY ECF**

Magistrate Judge Steven Tiscione, U.S.M.J.  
United States District Court, EDNY  
225 Cadman Plaza East  
Brooklyn, NY 11201

Re: Craig Cunningham v. Loft Associates (17-cv-02110)

Your Honor:

In light of Plaintiff's stated intention to discontinue this case pursuant to Fed. R. Civ. 41(a)(**ECF 24**), I respectfully request that the Court reconsider its denial of my previous request (**ECF 23**) to be excused from tomorrow's order to show cause return date. As I stated in my January 22, 2020 letter to the Court I did not authorize the substitution of counsel to be filed, I have not been retained nor paid by the Defendant. Accordingly, I have no authority to consent to Plaintiff's desire to discontinue the matter; my presence would add nothing to the substance of the proceeding.

I respectfully request that the Court reconsider its previous denial and excuse my presence on January 28, 2020 and that I be removed as counsel of record for the Defendants.

Respectfully submitted,



Clifford Olshaker